IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 17TH OCTOBER 2007 / 25TH ASWINA 1929

Crl.Rev.Pet.No. 3725 of 2007()

CRA.840/2004 of SESSIONS COURT, KOZHIKOE
ST.1376/2001 of JUDL. MAGISTRATE OF FIRST CLASS, KUNNAMANGALAM

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REVN. PETITIONER:

K.N. SUDHEESH, S/O. VELAYUDHAN, AGED 32 YEARS
KIZHAKKE NOCHIKKATU, KUNNAMAGALAM AMSOM DESOM
KOZHIKODE

BY ADV. SRI.M.SHAJU PURUSHOTHAMAN

RESPONDENTS:

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1. V.M. MOHANAN, S/O. APPU, AGED 44 YEARS,
KANNAKKENCHERI JANANI, KUNNAMANGALAM AMSOM DESOM,
KOZHIKODE

2. STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA , ERNAKULAM

BY ADV. SMT.K.R.BINDI

PUBLIC PROSECUTOR SRI.K.S. SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 17-10-2007 THE COURT ON 17/10/2007 PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No.3725 of 2007

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Dated: 17th October 2007

ORDER

The accused in S.T. No. 1376 of 2001 on th**e file** of the J.F.C.M - Kunnamangalam for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 10956 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner/accused.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,
(JUDGE)

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